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DEC 31 1991

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Douglas A. Niedt
Steelcote Manufacturing Company
One Steelcote Square
St. Louis, Missouri 63103-2990

Re: Steelcote Manufacturing Company and Niedt Realty Company
RCRA § 3013 Administrative Order On Consent
EPA Docket No. VII-91-H-0025

LETTER OF WARNING

Dear Mr. Niedt:

On September 30, 1991, Steelcote Manufacturing Company (Steelcote), Niedt Realty Company (Niedt), and the U.S. Environmental Protection Agency (EPA) entered into a formal Administrative Order on Consent. According to Section XI of that Order, Financial Assurance, Steelcote agreed to submit to EPA within forty-five (45) days of the effective day of the Order a cost estimate for implementation of the Order. Within sixty (60) days of the effective date of this Order Steelcote agreed to submit to EPA documentation of financial assurance in the amount equal to the cost estimate. Section XVIII of the Order states that the "effective date of this Order shall be the date it is signed by the Regional Administrator, EPA Region VII." The effective date of the Order was September 30, 1991. The cost estimate was due to EPA by November 14, 1991, and the documentation of financial assurance was due to EPA by November 29, 1991. Contrary to the terms of the Order, the cost estimate was not received by EPA until November 9, 1991, and this document was incomplete. The documentation of financial assurance has not been provided to EPA as of the date of this letter.

WSTM/RCRA/RCOM:HUTCHISON:as:12/17/91:12/30/91:A:\LOW (WS)

RCOM	CNSL	RCOM	RCRA
HUTCHISON	HOEFER	DOYLE	SANDERSON

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12-30-91

[Signature]
12/3/91

[Signature]
12/3/91



R00353136
RCRA RECORDS CENTER

Within five (5) days of receipt of this Letter of Warning Steelcote or Niedt must submit to EPA the following:

- 1) A cost estimate for implementation of this Order. Said cost estimate shall include direct and indirect capital costs, operation and maintenance costs, and any other costs attributable to implementation of the requirements of this Order.
- 2) Documentation of financial assurance, in accordance with Section XI of the Order, in the amount equal to the cost estimate submitted pursuant to 1) above.

This information must be submitted to :

Cynthia Hutchison, Environmental Engineer
U.S. Environmental Protection Agency
726 Minnesota Avenue
Kansas City, Kansas 66101

EPA may commence a civil action against any person who fails or refuses to comply with any order issued under Section 3013 of RCRA, 42 U.S.C. 6928. Such enforcement action may include the assessment of penalties of up to \$5,000, per Respondent, for each day during which such failure or refusal occurs.

If you have any questions regarding these requirements or this letter, please contact Cynthia Hutchison, of my staff, at (913) 551-7478.

Sincerely yours,

Michael J. Sanderson
Chief, RCRA Branch

cc: Nicholas A. Di Pasquale, MDNR
Alphonse McMahon, Esq.

bcc: Marc Rivas, RCOM
David Hoefer, CNSL

P 679 715 037



Certified Mail Receipt

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Mr. Douglas A. Niedt	
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One Steelcote Square	
St. Louis, Missouri	
P.O., State & ZIP Code	
63103-2990	
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PS Form 3800, June 1990

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3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card, Form 3811, and attach it to the front of the article by means of the gummed ends if space permits. Otherwise, affix to the back of article. Endorse front of article **RETURN RECEIPT REQUESTED** adjacent to the number.
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6. Save this receipt and present it if you make inquiry.

☆ U.S.G.P.O. 1990-270-153

PS Form 3800, June 1990 (Reverse)